

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION

**JOSE J. JARAMILLO**

**Plaintiff(s),**

**VS.**

**ESPERANZA FINANCIAL  
SERVICES, et.al**

**Defendant.**

**Case Number: 07 CV 07006**

**Honorable Blanche M.  
Manning**

**Magistrate Judge Susan E. Cox**

**Hearing Date: July 1, 2008**

**Hearing Time: 11:00 a.m.**

## Default Judgment Order

This matter coming to be heard on the Plaintiff's motion for default on his Complaint to Rescind Mortgage Pursuant to Federal Truth in Lending Act. It appearing that no answer or other response has been filed by the defendant. Due notice having been given to all parties entitled thereto.

It is hereby ordered that

- A default judgment is hereby entered against defendant; Esperanza Financial Services;
- Judgment is entered against Esperanza Financial Services declaring that any mortgages or security interest held by Esperanza on the Property are void and unenforceable;
- Defendant, Esperanza Financial Services, is hereby ordered to provide to Plaintiff an accounting and refund of all payments made

by Plaintiff to Esperanza as described in paragraph 38 of the complaint;

- Judgment is entered awarding Plaintiff with \$2,000.00 in statutory damages Pursuant to TILA, 15 U.S.C. §1640;
- Judgment is entered awarding reasonable attorney's fees and costs Pursuant to TILA 15 U.S.C. §1640.

Date:

Enter:

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Hon. Blanche M. Manning  
Magistrate Judge

DAVID P. LEIBOWITZ  
Attorney I.D. No. 1612271  
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Waukegan, Illinois 60085-4216  
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**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

Honorable Blanche M. Manning

Hearing Date: July 1, 2008

Bankruptcy Case No.: 07 CV 07006

Adversary No. \_\_\_\_\_

Title of Case In Re: Jaramillo v. Esperanza Financial Services, et al.

Brief  
Statement of Motion for Default Judgment.  
Motion \_\_\_\_\_

Names and  
Addresses of David P. Leibowitz, Leibowitz Law Center (Attorney No. 1612271)  
Moving  
Counsel 420 West Clayton Street  
Waukegan, IL 60085-4216

Representing Jose J. Jaramillo

**ORDER**

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